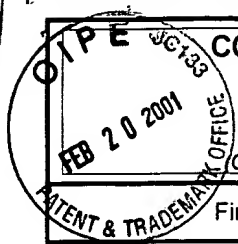


CPA #12
23701
KRL
**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL (Small Entity)**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

Docket No. 23701☐ **DUPLICATE** (Check box if applicable)

First Named Inventor

Examiner

Group/Art Unit

EpshteinOwens Jr. H1623

Address to:

Assistant Commissioner for Patents

Box CPA

Washington, D.C. 20231

This is a request for filing a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/117,838 filed on 08/12/98 and entitled:

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☐ Small Entity Status:
 - a. ☐ A small entity statement is enclosed.
 - b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
6. ☐ The fee for this application is calculated as follows:

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CLAIMS AS FILED

| For | #Filed | #Allowed | #Extra | Rate | Fee |
|--|--------|----------|--------|-----------|----------|
| Total Claims | | - 20 = | 0 | x \$9.00 | \$0.00 |
| Indep. Claims | | - 3 = | 0 | x \$40.00 | \$0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 |
| 02/22/2001 HAWOMB1 00000089 260085 09117838 BASIC FEE | | | | | \$355.00 |
| 01 FC:231 355.00 DP TOTAL FILING FEE | | | | | \$355.00 |
| 02 FC:217 445.00 CH | | | | | |

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to
Deposit Account No. 26.0085
- ☐ fees required under 37 C.F.R. 1.16.
☐ fees required under 37 C.F.R. 1.17.
☐ fees required under 37 C.F.R. 1.18.
8. ☒ A check in the amount of \$ 355 is enclosed.
9. ☐ An Information Disclosure Statement (IDS) is enclosed:
- a. ☐ PTO-1449
- b. ☐ Copies of IDS Citations
10. ☐ Also enclosed:
11. ☒ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

NOTES

Submit an original, and a duplicate for fee processing.

FILING QUALIFICATIONS: The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated:

01/19/01

This is to certify that
this communication is
being deposited into US postal
service as 1st class
for comm. of patents
Washington, D.C. 20231

cc:

01/19/01

[Signature]

[Signature]

Signature

I. ZBOROWSKY

Typed or printed name

R.N. 28563

Registration Number (if applicable)

- ☐ Inventor(s)
☐ Assignee of complete interest
☒ Attorney or agent of record



UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: H. Owens, Jr.

Art Unit: 1623

In re:

Applicant: EPSHTEIN

CPA of
Serial No.: 09/117,838

Filed:

SIMULTANEOUS AMENDMENT

hereby certify that this correspondence is
being deposited with the United States
Postal Service by First Class Mail on the
date indicated above and is addressed
to the Commissioner of Patents and
Trademarks, Washington, D.C. 20231

01/19/01
ILYA ZBOROVSKY

Hon. Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

Simultaneously with filing of the above identified application,
please amend the same as follows:

#1216
2-24-01
Deane
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